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January 23, 2018

**By ECF:**

The Honorable Analisa Torres  
United States District Judge  
Southern District of New York  
500 Pearl Street  
New York, NY 10007

Re: *Gregorio v. Premier Nutrition Corp.*, Case No. 1:17-cv-05987-AT (S.D.N.Y.)

Dear Judge Torres:

The undersigned represent Plaintiff Joseph Gregorio and Defendant Premier Nutrition Corporation in the above-referenced matter. We write to inform the Court that the parties have completed mediation before Martin Quinn, Esq. of JAMS, and have reached agreement on the material terms of a class action settlement. The parties will prepare formal settlement papers, and Plaintiff intends to move for preliminary approval when they are complete. Given the parties' agreement, they respectfully ask the Court not to rule on Defendant's pending motion to dismiss.

Very truly yours,

*/s Philip L. Fraietta*

Philip L. Fraietta, Plaintiff's Counsel

*/s Aaron D. Van Oort*

Aaron D. Van Oort, Defendant's Counsel

CC: All counsel of record (via ECF)